

OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER

The Commissioner anticipates that he may go into executive session at this meeting on items listed. The agenda shall be subjected to the discussion of the items including executive sessions which arise at the time of the public body's meeting. Pursuant to 29 Del. C. Section 10004(b), the Commissioner may call for an executive session closed to the public to obtain legal advice with respect to pending or potential litigation, to discuss criminal records of applicants, and to review financial data. No action is taken during the executive session. All action is taken in open session.

August 16, 2012

**Agenda**

**Sussex County Council Chambers,  
Administrative Building, The Circle  
Georgetown, Delaware 19947**

**VIOLATIONS**  
**10:00 A.M.**

**All In Hospitality, LLC  
Pig and Fish Restaurant Company  
25 Christian St.  
Rehoboth Beach, DE 19971**

**S-SPR-ON**  
**#13625**

Violation #06836: On Saturday, June 9, 2012, at approximately 7:15pm, sold an alcoholic beverage to a person under the age of 21.

**2009, LLC  
Starboard Restaurant (The)  
2009 Highway One  
Dewey Beach, DE 19971**

**S-SPR-ON**  
**#12811**

Violation #06826: On Friday, June 8, 2012, at approximately 7:25pm, sell alcoholic beverages to a person under the age of 21.

**Highway I Limited Partnership  
North Beach Restaurant  
Dagsworthy St/McKinley St &  
Rehoboth Bay  
Dewey Beach, DE 19971**

**S-SPR-ON**

**#12933**

Violation #06825: On June 8, 2012 at approximately 8:19pm, sell alcoholic liquor who has not yet attained the age of 21.

Violation #06847: On Tuesday, July 3, 2012 at 11:20pm, and 11:55pm allow patrons to leave premises unchallenged with alcoholic beverages in their possession.

Violation #06848: On Tuesday, July 3, 2012 at approximately 11:30pm did substantially alter your existing and approved floor plan in violation of Rule 42.

Violation #06849: On Tuesday, July 2, 2012 at approximately 11:30pm did fail to have food available during a time that the business was open for the sale of alcoholic beverages in violation of Rule 19.

**\*Continuance Requested**

**VIOLATIONS**  
**1:30 P.M.**

**Ghansham, LLC  
Chaps Liquors  
36929 Bi-State Blvd.  
Delmar, DE 19940**

**S-PCK-OFF  
PCT-ON**

**#13978**

Violation #06779: Fail to meet the public's convenience and need by being closed at least from February 6, 2012 – March 17, 2012 without the OABCC approval.

**\*License Surrendered**

**Casa Dileo, LLC  
Casa Dileo  
#2 Henlopen Station  
37169 Rehoboth Avenue Extended  
Rehoboth Beach, DE 19971**

**S-SPR-ON**

**#13442**

Violation #06819: On Thursday, April 19, 2012 at approximately 5:00pm, misrepresent an alcoholic liquor by refilling empty bottles of alcoholic beverages with a different type, brand or ethanol proof of which is labeled on the bottle: which is a violation of Delaware title 4 Section 561 (B)(9).

**OM Shakti Corp.  
One Stop Liquors Mart  
College Park Shopping Center  
6 College Park, Suite 16  
Georgetown, DE 19947**

**S-PCK-OFF  
PCT-ON**

**#14056**

Violation # 06815: On Wednesday, May 16, 2012 at approximately 2:00pm, violate OABCC Commissioner Rule 70 by having an employee participate in illegal drug activity on your licensed premise as it is defined in Delaware Title 16 Subsection 4753 (1).

Violation #06816: On Saturday, May 5, 2012 at approximately 10:50am purchase more than 1 case of alcoholic beverages per day from another alcoholic beverage retail Licensee, which is a violation of Delaware Title 4 Section 304 (2)(C).

Violation #06823: On Saturday, May 5, 2012, at approximately 10:50am offer items for sale that are in direct violation of OABCC Commissioner Rule 2.1.

**Timothy's of Rehoboth, LLC  
Timothy's at the Beach  
19598 Highway One  
Rehoboth Beach, DE 19971**

**S-SPR-ON**

**#14161**

Violation #06781: During the month of March 2012, and on prior occasions, knowingly engage in or promote illegal or unlicensed gambling activity on the licensed premises in a manor not consistent with the Delaware Criminal Code.

Violation #06782: Advertise and promote an event where cash(medium of exchange) is given to any individual in violation of Rule 2, Part IV, A, 1, B.

**PROTESTED APPLICATION**

**5:00P.M.**

**Shambu, LLC  
Big Liquor Shop  
38223 DuPont Boulevard, Unit 10  
Selbyville, DE 19975**

**S-PCK-OFF  
PCT-ON  
#14418**

**New Applicant** – applicant has applied for Package Store and Sunday liquor licenses to sell alcoholic beverages for consumption off the premise where sold.

**Additional Violation**

**Celtic Pub, LLC. (The)  
Celtic Pub (The)  
699 Jimmy Drive, Suites 6 & 7  
Simon's Corner Shopping Center  
Smyrna, DE 19977**

**SPR-ON  
S-SPR-ON  
#14250**

Violation #06801: On Sunday, May 13, 2012, at approximately 2:41am, sell an alcoholic beverage during a time prohibited by law.

Violation #06802: On Sunday, May 13, 2012, sell, serve, or deliver an alcoholic beverage to a person who appears to be intoxicated.

Violation #06803: On Sunday, May 13, 2012, allow an alcoholic beverage to be consumed on the premises after 2:00am.

Violation #06804: On Sunday, May 13, 2012, at approximately 2:41am give an alcoholic beverage away to an individual in violation of Rule 2, Part IV, A, I, A.